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OFFICE OF PETITIONS

In re Application of :
Bach Corneliusen :
Application No. 10/037,487 :
Filed: January 4, 2002 : ON PETITION
Attorney Docket No. 3842-12 :

This is a decision on the Request for Corrected Filing Receipt, filed March 29, 2005. The Request for Corrected Filing Receipt is properly treated as a petition under 37 CFR 1.53 to accord a filing date of January 4, 2002, to the application.

The application was filed on January 4, 2002. On April, 2002, the Office of Initial Patent Examination mailed a Notice to File Missing Parts of Nonprovisional Application, wherein the filing date accorded the application was January 8, 2002.

Petitioner files the instant Petition to Correct [the] Filing Date of the application to January 4, 2002. In support of the petition, Applicant files a copy of his return-receipt postcard.

A review of the return-receipt postcard reveals that Applicant is correct. The postcard acknowledges receipt of, *inter alia*, 17 pages of specification, claims, and abstract; 14 claims, and 6 sheets of drawings in the above-identified application by this on January 4, 2002.

"A postcard receipt which itemizes and properly identifies the papers which are being filed serves as prima facie evidence of receipt in the PTO of all items listed thereon by the PTO." MPEP § 503.

Accordingly, the petition is granted.

No fee has been charged and none is due.

The application will be referred to the Office of Initial Patent Examination for correction of the filing date to January 4, 2002.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.


Derek L. Woods

Petitions Attorney
Office of Petitions